

410 Rec'd PCT/PTO 27 SEP 200
PCT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ATTY.'S DOCKET: FOGH=1

In re Application of
FOGH, Jens et al.
Appln. No.: 09/601,138
I.A. Filed: 27 Jan 1999
For: METHOD FOR TREATING...

Attn: Mr. David Antolini
Mr. Dale Hughes
Refund Section
Crystal Park One
Room 800

Washington, D.C.

September 27, 2000

REQUEST FOR REFUND

Honorable Commissioner of Patents and Trademarks
Washington, D.C. 20231
Sir:

Attached hereto are Verified Statements Claiming Small Entity Status - Small Business Concern with respect to the present application. It is respectfully requested that applicant be granted small entity status as entitled by the submission of these documents.

Pursuant to 37 C.F.R. §1.28(a), request is hereby made for refund of that portion of the \$ 1,350.00 fee paid in the above-identified application on 27 July 2000 in excess of that amount which would have been due had the verified statement to establish small entity status been of record at the time of said payment.

The undersigned hereby requests that the refund due in the amount of \$ 675.00 be credited to deposit account no. 02-4035 rather than being refunded by check.

Adjustment Date: 03/15/2001 DTHOMAS
07731/2000 AGIZAM 00000096 024035 09601138
01 FC:970 840.00 CR
02 FC:966 432.00 CR
03 FC:964 78.00 CR

Respectfully submitted,
BROWDY AND NEIMARK, P.L.L.C.
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By

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Applicant or Patentee: Par Gellerfors et al. Case Pocket No. _____
 Serial or Patent No.: _____
 Filed or Issued: _____
 Title: Method for treating acute intermittent porphyria (AIP) and other porphyric diseases

VERIFIED STATEMENT (DECLARATION) REGARDING SMALL ENTITY STATUS
 (37 CFR 1.9(f) and 1.27(c)) - SMALL BUSINESS CONCERN

I hereby declare that I am

- () the owner of the small business concern identified below.
 (x) an official of the small business concern empowered to act on behalf of the concern identified below.

NAME OF CONCERN Hemabiotech A/S
 ADDRESS OF CONCERN Roskildevej 12 C, DK-3400 Hillerød, Denmark

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention entitled Method for treating acute intermittent porphyria (AIP) and other porphyric diseases by inventor (s) Par Gellerfors and Jens Fosh described in

- () the specification filed herewith
 (x) application serial no. 09/601,138, filed 27 July 2000
 () patent no. _____, issued _____

If the right held by the above identified small business concern is not exclusive, each individual, concern or organization having rights to the invention is listed below and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 CFR 1.9(d) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

FULL NAME _____
 ADDRESS _____
 () INDIVIDUAL () SMALL BUSINESS CONCERN () NONPROFIT ORGANIZATION

FULL NAME _____
 ADDRESS _____
 () INDIVIDUAL () SMALL BUSINESS CONCERN () NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate.
 (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING Jens Fosh
 TITLE OF PERSON OTHER THAN OWNER Managing Director
 ADDRESS OF PERSON SIGNING Hemabiotech A/S, Roskildevej 12 C, DK-3400 Hillerød, Denmark
 SIGNATURE _____ DATE Sept 26, 2000

